

TRULINCS 66374054 - BATISTA, HECTOR - Unit: LOR-C-A

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FROM: 66374054

TO:

SUBJECT:

DATE: 02/19/2024 11:14:03 AM

UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT NEW YORK

CASE # 1:S2 19 CR-00002-001

UNITED STATES OF AMERICA  
PLAINTIFF,

V

HECTOR BATISTA  
DEFENDANT,

MOTION FOR A REDUCTION OF SENTENCE PURSUANT  
TO 18 USC 3582(c)(2) AND THE NEW AMENDMENT 821

BACKGROUND HECTOR BATISTA WAS SENTENCE TO 120 MONTHS AND A 12 MONTHS VIOLATION OF PROBATION

HECTOR BATISTA ASK THIS COURT TO GRANT THIS MOTION TO THE NEW AMENDMENT 821 AND APPOINT

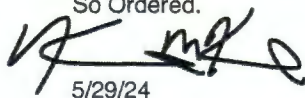
COUNSEL PURSUANT TO CJA 3006A SEE EXHIBIT (1)

ARGUMENT

Application for a reduction of sentence, pursuant to 18 U.S.C. Section 3582(c), is denied. Simply put, Defendant is not eligible for a sentence reduction under Amendment 821 because he received a mandatory minimum sentence of 120 months' imprisonment and Amendment 821 provides no authority for the Court to impose a sentence below the mandatory minimum. It only allows courts to impose a lower sentence based on adjustments to the applicable sentencing guidelines.

The Clerk is asked to mail a copy of this document to Defendant.

So Ordered.



5/29/24